(3)

Single Bench

C.S. 1001

IN THE HIGH COURT OF JUDICATURE AT BILASPUR(C.G.)

WRIT PETITION NO. 931 2005

PETITIONER

Srinivas Patnaik S/o S.V.R.Patnaik Aged about 51 years , R/o Qr.No.197198 Old Janta Type, Tilak Nagar, Gudhiyari, Raipur C.G.

VERSUS

RESPONDENTS

1) Hindustan Still Works Construction Limited,Bhilai, Through:The Deputy Manager, (Works) Establishment HSCL, Bhilai (C.G.)

2) H.S.C.L. Chairman Cum Managing Director, Hastangs Head Office- Kolkata (W.B.)

W.P. No. 930/05
Presented by Shri S.N. Shrivastava
Dated 04-03-05

WRIT PETITION UNDER ARTICLE 226 & 227 OF THE CONSTITUTION OF INDIA FOR GRANT OF WRIT NATURE OF MANDAMUS OR CERCIORARI OR ANY WRIT OR DIRECTION OF THE LIKE NATAURE

XI-HC-22

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर (23) (25)

आदेश पत्रक

मामला क्रमांक W.P.931/ सन् 2005

..... विरुद्ध .....

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

5-4-2005

On a mention being made, the case is taken up for hearing.

Mr. S.C. Verma, counsel for the petitioner.

Mr. V.V.S. Murthy, Senior Advocate for the respondents.

Heard both the counsel.

By this writ petition under Article 226/227 of the Constitution of India, the petitioner has questioned the propriety of the order dated 24-11-2004 (Annexure P-1), whereby the petitioner has been transferred from Bhilai to Bangalore. The petitioner is working as Office Superintendent in the Office of respondent No.1 i.e. Hindustan Steelworks Construction Limited, Bhilai, and he has been transferred vide order 24-11-2004.

The petitioner's case is that the petitioner's wife, aged about 44 years, is a mentally challenged person and she is unable to maintain herself. If the petitioner is transferred, then it will be very difficult for him to maintain his wife and also his elderly father aged about 85 years.

In the circumstances, learned counsel for the petitioner submits that the petitioner may be allowed to make a representation raising his above difficulties to respondent No.1, and respondent No.1 be directed to consider the representation of the petitioner sympathetically to which learned counsel for the respondents has no objection.

Having heard learned counsel for the parties, having regard to the facts and circumstances of the case and having regard to the points raised by the petitioner in his writ petition raising his difficulties in implementing the impugned order, the petitioner is allowed to make a representation to respondent No.1 and in turn, respondent No.1 shall decide the same within a period of 30 days from the date of receipt of the representation in an

XI-HC-22

(26)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

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आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित — 2 —	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
Soma	objective manner after considering all the points raised by the petitioner, in accordance with law. With the direction aforesaid, the petition stands disposed of. Consequently, M.(W.)P.No.743/2005 and I.A.No.1802/2005 also stand disposed of. Parties are entitled for certified copy of this order. Sd/- L.C. Bhadoo Judge	

(पीछे देखिये)

6.4.05